

Amendments in the Specification

Applicant has amended the sentence on page 12, lines 13-14 of the specification since *C. utilis* gene BIO2 (i.e. SEQ ID NO: 1) is 1188 base pairs encoding 395 amino acid protein (the last 3 base pairs should be stop codon). This amendment is made solely to correct a noticed typographic error. No new matter has been introduced to the application by this amendment.

As for the previous amendments, which were said to raise new matter issues, Applicant has made appropriate amendments to return the relevant parts of the specification back to its original form. Should the Examiner require any additional prior amendments to be withdrawn or retracted (due to new matter issues), then the undersigned hereby authorizes the Examiner to enter an appropriate Examiner's amendment.

Claim Amendments

Applicant has formally canceled claims which were previously withdrawn.

Claims 8-14 stand rejected under 35 U.S.C. § 112, first paragraph, as allegedly containing subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventors, at the time the application was filed, has possession of the claimed invention. Applicant has been amended claim 8 to incorporate the limitation of claim 10. Claim 10 has been canceled. The claimed *C. utilis* biotin synthase gene is restricted in SEQ ID NO: 1. Thus, Applicant believes that this amendment places independent claim 8 (and the claims depending therefrom) in condition for allowance.